GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – WR Dept., - Allegation of acquisition of assets disproportionate to his known sources of income against Sri Rachagolla Venkaiah, Deputy Executive Engineer (Retired on 30.06.2005) Quality Control Division, Somasila Swarnamukhi Link Canals & Swarnamukhi Barrage, Nellore District – Found guilty of the charges and convicted by the Orders of the Special Judge for SPE & ACB Cases, Nellore in CC No.24 of 2005, dated.17.04.2015 – Imposition of punishment of withholding pension and gratuity in full permanently against Sri Rachagolla Venkaiah, Deputy Executive Engineer [Retired] – Orders – Issued.

WATER RESOURCES [VIG.I] DEPARTMENT

G.O.MS.No. 17 Dated: 16-03-2017

Read the following:-

1. Letter Rc.No.22/RCA-NNL/2003-S8,dt.05.05.2003 received from the Director General, ACB, AP., Hyderabad.
2. G.O.Ms.No.195, I&CAD[Ser.VI (1)] Dept., dt.01.12.2003.
3. Letter Rc.No.22/RCA-NNL/2003,dt.07.02.2005 received from the Director General, ACB, AP., Hyderabad.
4. G.O.Rt.No.718, I&CAD (Ser.I-2) Dept., dt.21.06.2005.
5. G.O.Ms.No.75, I&CAD[Ser.VI (1)] Dept., dt.24.06.2005.
6. G.O.Ms.No.54, I&CAD (Ser.I-2) Dept., dt.05.06.2013.
7. Judgement dated.17.04.2015 in CC No.24 of 2005 of the Spl. Judge for SPE&ACB Cases, Nellore.

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ORDER:-

In the ref.1st read above, the Director General, ACB, AP., Hyderabad has stated that on credible information that Sri Rachagolla Venkaiah, Deputy Executive Engineer, Quality Control Division, Somasila Swarnamukhi Link Cannals & Swarnamukhi Barrage Division-I, Nellore District had acquired assets disproportionate to his known sources legal income by indulging corrupt practices, a case in Cr.No.3/ACB-NLR/2003 u/s 13(2) (e) Prevention of Corruption Act, 1988 of ACB, Nellore Range was registered against him on 6.2.2003 and he has recommended to place him under suspension.

2. In the ref.2nd read above, orders were issued authorising the Range Inspector –II, ACB, Nellore range for filing an application in the Court of the Hon'ble Spl.Judge for SPE&ACB Cases, Nellore for attachment of properties worth Rs.68,55,300-03.

3. In the ref.3rd read above, the Director General, Anti-Corruption Bureau, A.P., Hyderabad in his final report, he has recommended that the accused officer Sri Rachagolla Venkaiah, Deputy Executive Engineer, Quality Control Division, Somasila Swarnamukhi Link Cannals & Swarnamukhi Barrage Division-I, Nellore be prosecuted in a court of law for the offence 13 (2) r/w 13 (1) (e) of Prevention of Corruption Act, 1988 and also recommended to initiate departmental action for violation of Conduct Rules vide Clause 8 of Rule 9 of A.P. Civil Services (Conduct) Rules, 1964.

4. In the reference 4th read above, departmental action was initiated under rule 20 of APCS (CC&A) Rules, 1991 against Sri R. Venkaiah, formerly Dy. Executive Engineer, Q.C. Division, Somasila Swarnamukhi Link Canals (TGP), Nellore district.

5. In the ref.5th read above, Government have permitted the Director General, Anti-Corruption Bureau, A.P., Hyderabad to prosecute Sri Rachagolla Venkaiah, Deputy Executive Engineer, Quality Control Division, Somasila Swarnamukhi Link Cannals & Swarnamukhi Barrage Division-I, Nellore in a court of law.

6. In the reference 6th read above, Government have issued orders imposing of 2% cut in pension for two (2) years to Sri R. Venkaiah, Dy. Executive Engineer (Retd.), formerly in the Q.C. Division, Somasila Swarnamukhi Link Canals (TGP), Nellore District, subject to review on the outcome of the Prosecution case pending before the Hon'ble Court of Special Judge for SPE&ACB Cases, Nellore vide CC No.24/2005.

7. In the reference 7th read above, the Spl. Judge for SPE & ACB Cases Nellore, in his judgment dated.17.04.2015 in CC No.24/2005 that "the accused officer is found guilty for the offence punishable u/s 13(2) r/w 13(1) (e) of P.C. Act, 1988 and he is convicted u/s 248(2) Cr.P.C. (i.e.) the accused to undergo rigorous imprisonment for three (3) years and also to pay a fine of Rs.6,00,000/- (Rupees Six Lakhs only) for the offences u/s 13 (2) r/w 13(1) (e) of the P.C. Act, 1988 and in default to undergo simple imprisonment for six (6) months in CC No.24/2005,dt.17.04.2015.

8. After careful examination of the entire matter, it has been decided to impose the punishment of withholding pension and gratuity in full permanently against the accused officer Sri Rachagolla Venkaiah, Deputy Executive Engineer, Quality Control Division, Somasila Swarnamukhi Link Cannals & Swarnamukhi Barrage Division-I, Nellore [Retired] under Rule 9 of A.P. Revised Pension Rules, 1980, as the said accused officer was found guilty of the offences punishable under Section 13(2) read with Section 13(1) (e) of Prevention of Corruption Act, 1988 and convicted by the orders of Hon'ble Special Judge for SPE & ACB Cases Nellore in his judgement dated.17.04.2015 in CC No.24 of 2005.

9. Accordingly, Government hereby order to impose the punishment of withholding pension and gratuity in full permanently against the accused officer Sri Rachagolla Venkaiah, Deputy Executive Engineer, Quality Control Division, Somasila Swarnamukhi Link Cannals & Swarnamukhi Barrage Division-I, Nellore [Retired] under Rule 9 of A.P. Revised Pension Rules, 1980, as the said accused officer was found guilty of the offences punishable under Section 13(2) read with Section 13(1) (e) of Prevention of Corruption Act, 1988 and convicted by the orders of Hon'ble Special Judge for SPE & ACB Cases, Nellore in his judgement dated.17.04.2015 in CC No.24 of 2005.

10. The Engineer-in-Chief (AW), Water Resources, A.P., Vijayawada shall take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR
SECRETARY TO GOVERNMENT

To
Sri Rachagolla Venkaiah, Deputy Executive Engineer, Quality Control Division, Somasila Swarnamukhi Link Cannals & Swarnamukhi Barrage Division-I, Nellore **through** the Engineer-in-Chief, [AW] Water Resources Dept., D.No.48-10-9/1, NH Feeder Road, Currency Nagar, Ward-2-A, Ramavarappadu, VIJAYAWADA-8
2). The Engineer-in-Chief,[AW], Water Resources Dept., D.No.48-10-9/1, NH Feeder Road, Currency Nagar, Ward-2-A, Ramavarappadu, VIJAYAWADA-8

Copy:-
3).The Accountant General, A.P, Hyderabad.
4).The Director General, ACB, AP, Vijayawada.
5).The Commissioner, APVC, A.P. Secretariat, Amaravathi
6). The Water Resources (Ser.I/II) Department, A.P. Sectt., Amaravathi.
Sf/Sc.

//FORWARDED BY ORDER //

SECTION OFFICER